ket No. 1232-4423US1



pplicant(s)

Akihito Mochizuki et al.

Serial No.

09/588,495

**Group Art Unit:** 

2154

**Filed** 

June 7, 2000 :

Examiner: Bharat Barot

For

÷

DATA COMMUNICATION APPARATUS AND METHOD

FOR TRANSMITTING DATA BASED UPON A RECEIVED

**INSTRUCTION** 

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Technology Center 2100

## **RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Sir:

This paper is being filed in response to the Notice of Non-Compliant Amendment dated October 28, 2003. The Amendment filed on October 17, 2003 was deemed non-compliant because it did not include a complete listing of all claims. Specifically, Applicants inadvertently failed to include in the filed Amendment listing of claims 1-7, 13 and 14 which had been canceled when the divisional application was filed on June 7, 2000.

As required by the Notice, only the non-compliant portion of the October 17, 2003 (i.e., the "Amendment to the claims" section) is being provided here, in compliant format.

Amendment to the claims begin on page 2 of this paper.

Remarks begin on page 4 of this paper.

Docket No. <u>1232-4423US</u>

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Akihito Mochizuki et al.

Group Art Unit: 2758

Serial No.:

09/588,495

Examiner:

**Bharat Barot** 

Filed:

June 7, 2000

For:

DATA COMMUNICATION APPARATUS AND METHOD

FOR TRANSMITTING DATA BASED UPON A RECEIVED INSTRUCTION

## **CERTIFICATE OF MAILING (37 C.F.R. §1.8(a))**

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 RECEIVED

NOV 1 3 2003

Technology Center 2100

Sir:

I hereby certify that the attached:

1. Response to Notice of Non-Compliant Amendment, and

2. Return Receipt Postcard

along with any paper(s) referred to as being attached or enclosed and this Certificate of Mailing are being deposited with the United States Postal Service on date shown below with sufficient postage as first-class mail in an envelope addressed to the: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: November 7, 2003

Stephen F. Manetta

Registration No. 40,426

Correspondence Address:

MORGAN & FINNEGAN, L.L.P. 345 Park Avenue New York, NY 10154-0053 (212) 758-4800 Telephone (212) 751-6849 Facsimile